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February 27, 2004

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FEB 27 2004

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
Washington, DC 20554

**Re: Amendment of Section 73.202(b)
Table of Allotments
Crystal Falls, MI**

Dear Ms. Dortch:

Transmitted herewith on behalf of Results Broadcasting of Iron Mountain, Inc. is an original and four copies of its Petition for Rulemaking in the above-referenced proceeding.

Should any questions arise concerning this matter, please contact this office directly.

Sincerely,



Mark Blacknell

Enclosures

No. of Copies rec'd 074
List ABCDE
MB 04-30

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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FEB 27 2004

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of)
)
Amendment of Section 73.202(b)) MM Docket No. _____
Table of Allotments) RM No. _____
FM Broadcast Stations)
(Crystal Falls, Michigan))

To: Chief, Allocations Branch

PETITION FOR RULE MAKING

Results Broadcasting of Iron Mountain, Inc., by its attorneys, pursuant to Section 1.420 of the Commission's rules, hereby seeks the commencement of a rule making proceeding to amend the Table of Allotments for FM Broadcast Stations, 47 C.F.R. 73.202(b), to specify Channel 280C2 at Crystal Falls, Michigan, as its first competitive local service.^{1/} As shown in the attached engineering exhibit, this allotment may be made in compliance with the Commission's current separation and allocation requirements. In support thereof, the following is submitted:

1. It is requested that the FM Table of Allotments be amended as follows:

<u>Community</u>	<u>Present Channel</u>	<u>Proposed Channel</u>
Crystal Falls, MI	264C1	264C1, 280C2

2. Crystal Falls, Michigan, is a community for allotment purposes. Crystal Falls, Michigan is an incorporated place with a population of 1,791 (2000 U.S. Census). See Revision of FM Assignment Policies and Procedures, 90 FCC 2d 88, 100 (1982) (requirement of an allotment to a community is generally satisfied if the community is either incorporated or listed in the U.S. Census). Channel 264 is currently allotted to Crystal Falls, Michigan. FM broadcast station WOBE operates on that channel.

^{1/} The proposed coordinates for Channel 280C2 at Crystal Falls, Michigan are 45° 57' 22" North Latitude and 88° 33' 46" West Longitude.

3. The allotment of Channel 280C2 to Crystal Falls, Michigan would result in a preferential arrangement of allotments, pursuant to Revision of FM Assignment Policies and Procedures, 90 FCC 2d 88 (1982); Amendment of the Commission's Rules Regarding Modification of FM and TV Authorizations to Specify a New Community of License, 4 FCC Rcd 4870 (1989). The allotment would provide Crystal Falls, Michigan with its first local FM transmission service, fulfilling the Commission's third priority for FM allocations.

4. The proposed allocation site will provide a 70 dBu service to all of Crystal Falls, Michigan. See Exhibit E-1. Thus, the objectives of 47 U.S.C. 307(b) would be served by allocating Channel 280C2 to Crystal Falls, Michigan.

5. Results Broadcasting of Iron Mountain, Inc. certifies that it has a present intention to apply for the new channel when allotted, and when authorized will construct the facilities promptly and commence operation on Channel 280C2 at Crystal Falls, Michigan.

WHEREFORE, for the foregoing reasons, it is respectfully requested that the Commission commence a rule making proceeding to allot Channel 280C2 to Crystal Falls, Michigan.

Respectfully submitted,

**RESULTS BROADCASTING OF
IRON MOUNTAIN, INC.**

By: 

John F. Garziglia
Mark Blacknell
Its Attorneys

Womble Carlyle Sandridge
& Rice, PLLC
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February 27, 2004

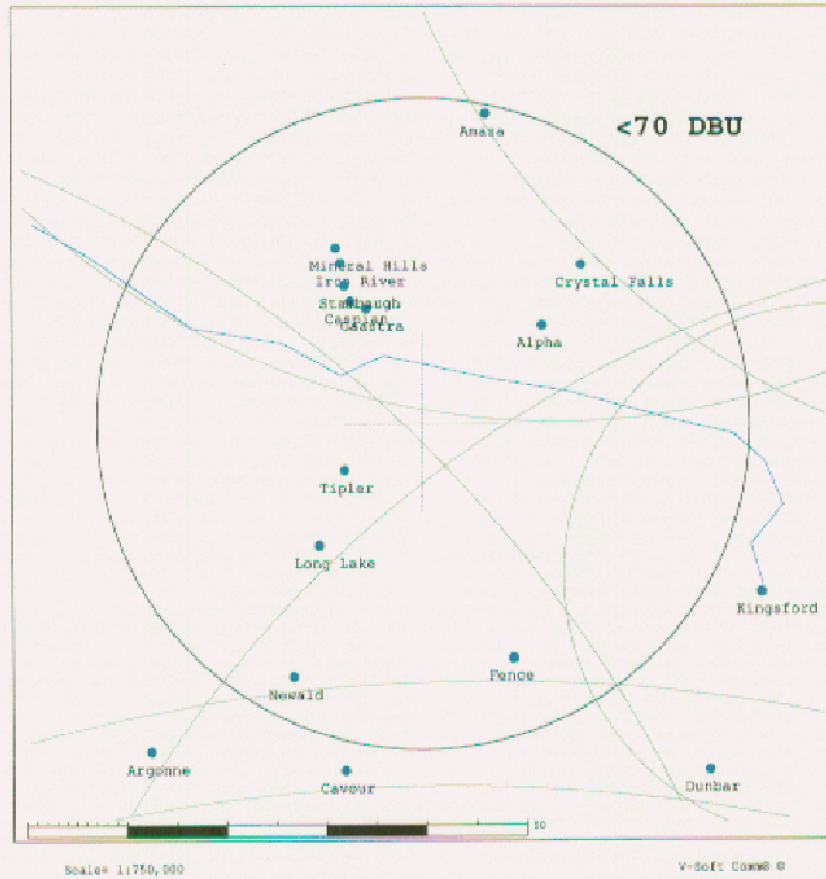
E-1 CRYSTAL FALLS ALLOCATION

FMCONT (194) LOCATE STUDY

Ch 280 C2
103.9 MHz

N. Lat. 45 57 22
W. Lng. 88 33 46

Dates:
Data:02-21-04
Job :02-23-04



Call	CH#	Type	Location		D-KM	Azi	FCC	Margin
WMZK	281C2	LIC N	Merrill	WI	130.82	223.9	129.5	1.32
WVCN	282C1	LIC	Baraga	MI	79.85	9.8	78.5	1.35
WHYB	279C3	LIC N	Menominee	MI	121.20	144.4	116.5	4.70
WIMK	226C1	LIC	Iron Mountain	MI	43.18	110.2	26.5	16.68
WFXD	277C1	LIC	Marquette	MI	102.25	44.8	78.5	23.75
WVBO.C	280C3	CP -Z	Winneconne	WI	201.95	178.2	176.5	25.45
WVBO	280C3	LIC-Z	Winneconne	WI	212.24	179.3	176.5	35.74
WRLU	281A	LIC	Algoma	WI	165.74	146.5	105.5	60.24
WRLU.C	281A	CP	Algoma	WI	165.74	146.5	105.5	60.24
WWIB	279C1	LIC	Hallie	WI	223.94	245.8	157.5	66.44